

EXHIBIT 26

THE HONORABLE THOMAS S. ZILLY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

HUNTERS CAPITAL, LLC, et al.,

Plaintiffs,

v.

CITY OF SEATTLE,

Defendant.

Case No. 20-cv-00983

**PLAINTIFF WADE BILLER'S ANSWERS
AND RESPONSES TO DEFENDANT
CITY OF SEATTLE'S FIRST
DISCOVERY REQUESTS**

Pursuant to Rules 26, 33, and 34 of the Federal Rules of Civil Procedure, Plaintiff Wade Biller ("Plaintiff") hereby responds and objects to Defendant City of Seattle's ("Defendant" or the "City") First Discovery Requests containing Defendant's first sets of Interrogatories and Requests for Production. No admissions of any nature whatsoever are implied or should be inferred from the answers, responses, and objections set forth below. Plaintiff has answered these requests based on his current knowledge and understanding with respect to the matters addressed in the requests. Discovery in this action is on-going. Plaintiff reserves his right to alter, supplement, modify, or otherwise amend his responses as necessary or appropriate.

1 have no relevance to the claims or defenses in this case. Plaintiff further objects to this request in
2 so far as calls for production of documents not in Plaintiff's possession or documents that are
3 otherwise publicly available and equally available to the City.

4 Without waiving any objection, and subject to continuing investigation, Plaintiff will
5 conduct a reasonable search for documents in his possession relevant to the claims and defenses
6 in this case and will produce responsive, non-privileged documents, if any, within a reasonable
7 time, on a rolling basis.

8 **REQUEST FOR PRODUCTION NO. 7:**

9 Please produce all documents (including without limitation emails and texts) reflecting any
10 communications between any plaintiff and any other person or business concerning any of the
11 CHOP activities alleged in the complaint.

12 **RESPONSE:**

13 Plaintiff objects to this request as vague, ambiguous, overly broad, unduly burdensome,
14 and duplicative in so far as it calls for the production of "all" documents and communications
15 involving any person, plaintiff, or business. Plaintiff further objects to this request in so far as calls
16 for production of documents not in Plaintiff's possession or documents that are otherwise publicly
17 available and equally available to the City.

18 Without waiving any objection, and subject to continuing investigation, Plaintiff will
19 conduct a reasonable search for documents relevant to the claims and defenses in this case and will
20 produce responsive, non-privileged documents, if any, within a reasonable time, on a rolling basis.

21 **REQUEST FOR PRODUCTION NO. 8:**

22 Please produce all documents reflecting any damages you claim to have suffered as a result
23 of any "lack of public-safety assistance" alleged in the complaint.

24 **RESPONSE:**

25 Plaintiff objects to this request as vague, ambiguous, overly broad, unduly burdensome,

Please produce all documents referenced or identified in Plaintiffs' Initial Disclosures dated September 28, 2020.

RESPONSE:

Plaintiff objects to this request as vague, ambiguous, overly broad, unduly burdensome, and duplicative. Without waiving any objection, and subject to continuing investigation, Plaintiff will conduct a reasonable search for documents relevant to the claims and defenses in this case and will produce responsive, non-privileged documents, if any, within a reasonable time, on a rolling basis.

REQUEST FOR PRODUCTION NO. 21:

Please produce all documents you used to calculate the damages you claim in this case and all documents reflecting those calculations.

RESPONSE:

Plaintiff objects to this request as vague, ambiguous, overly broad, unduly burdensome, and duplicative. Plaintiff further objects to this request in so far as it calls for the production of documents protected by attorney client privilege or attorney work product doctrine. Without waiving any objection, and subject to continuing investigation, Plaintiff will conduct a reasonable search for documents relevant to the claims and defenses in this case and will produce responsive, non-privileged documents, if any, within a reasonable time, on a rolling basis.

DATED this 15th day of January, 2021.

By /s/ Patty A. Eakes

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Attorneys for Plaintiffs

1 RESPONSES dated this 11th day of January, 2021.

2 WADE BILLER

3 By: _____
4 

5
6 **VERIFICATION**

7 STATE OF WASHINGTON)
8) ss.
9 COUNTY OF KING)

10 WADE BILLER, being duly sworn, on oath says:

11 I have read the foregoing answers to interrogatories and responses to requests for
12 production in THE CITY OF SEATTLE'S FIRST DISCOVERY REQUESTS TO WADE
13 BILLER, know the contents thereof, and believe the same to be true and accurate.
14 _____

15 SUBSCRIBED AND SWORN TO before me this _____ day of _____,
16 2021.

17 _____
18 [PRINT NAME] _____
19 NOTARY PUBLIC in and for the State of Washington,
20 residing at _____
21 My appointment expires: _____
22
23
24
25